

REMARKS/ARGUMENTS

Claims 1-6 are pending in the application. Claim 2 has been canceled without prejudice or disclaimer, claim 1 has been amended, new claim 7 has been added. No new matter has been added. Reconsideration of the claims is respectfully requested.

Claim Rejections – 35 U.S.C. § 103

In paragraph 3 on page 2 of the Office Action, claim 1 is rejected under 35 U.S.C. § 103(a) as being unpatentable over Wang (Patent No. 6928308) in view of Martin (GB 2344480).

In paragraph 4 on page 3 of the Office Action, claims 2-6 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Wang (Patent No. 6928308) and further in view of Martin (GB 2344480) and Juntunen (US Patent No. 6163711)

Wang is directed to a synchronization device, not a priority override system as found in claims 1 and 8.

Nevertheless, the examiner has asserted that the Wang reference discloses grounding of the antenna for purposes of overriding a signal therefrom. Reference is made to Col 1 line 53-61 for that disclosure. The undersigned cannot find any evidence of antenna grounding in the Wang disclosure, nor would it make any sense to do so because synchronization is not the same as prioritization.

The Martin and Juntunen references are likewise devoid of a grounding solution to prioritization.

The grounding solution as claimed has several advantages. First, it is simple and cheap. Second, it prevents re-radiation of signals from the FM modulator from being re-transmitted into the antenna. This could be of great importance in emergency or secret transmissions over RDS, where the receiver does not wish these signals from being overhead by others. Finally, grounding of the antenna prevents potential violation of low power transmitter rules. The FCC Part 15 regulations prohibit modulators from transmitting over too great of a distance. This is controlled by antenna and power

specifications. By grounding the antenna, the likelihood of violation is reduced. This has been a topical issue in the press (see, for example <http://www.current.org/tech/tech0621modulators.shtml>)

In view of the amendments and reasons provided above, it is believed that all pending claims are in condition for allowance. Applicant respectfully requests favorable reconsideration and early allowance of all pending claims.

If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Applicant's attorney of record, Michael B. Lasky at (612) 436-3152.

Respectfully submitted,

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